



THE ERIE COUNTY LEGISLATURE

Session No. 9

May 11, 2006

Lynn M. Marinelli
Chairman

Maria R. Whyte
Majority Leader

Barry A. Weinstein
Minority Leader

Kevin M. Kelley
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Konst

PLEDGE OF ALLEGIANCE – Mr. Kozub

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

WHYTE	Honoring Amber Dawn Helms & Virginia Moore for Their Efforts on Improving Mine Safety Throughout The U.S. After the Sago Mine Disaster on January 2, 2006 that Claimed the Life of Terry Helms
KOZUB & IANNELLO	Recognizing The Week of May 15, 2006 as Safety Week in Erie County
KENNEDY	Ancient Order of Hibernians in America - The Largest Irish-American Organization Are Recognizing the 25th Anniversary of the Hunger Strike of 1981
WHYTE	Honoring Officer Danny Figueroa Upon His Retirement From the Buffalo Police Department After 35 Years of Service
MARINELLI	Recognizing May 16, 2006 as Paralegal Day In Erie County
SMITH	Declaring May 5, 2006 as "Vera Medley Foster Day" In Erie County
WHYTE	Honoring Amber Dawn Helms - Daughter of Terry Helms (The Miner Who Was Instantly Killed When the Sago Miner Explosion Occurred)
MAJORITY	Recognizing the Unveiling of Fr. Thomas M. Conway Bust at the Buffalo and Erie County Naval and Military Park in Downtown Buffalo on May 20, 2006
MARINELLI	Honoring Adolph Bassenello Upon Winning the 2006 Franklin Delano Roosevelt Award
MARINELLI, HOLT & SMITH	Honoring the CAO Upon Celebrating Their 41st Anniversary Art Auction & Award Winners of 2006

WEINSTEIN	Honoring Susan Fernandez Bruckheimer for Receiving the Nancy J. Borins Woman of the Year Award for 2006
HOLT	Recognizing Frank W. Thomas Upon Retiring From the Erie County Sheriff Dept. After 28 Years of Service
MARINELLI	Honoring Retiring Democratic Official
MARINELLI	Honoring Local Boyscout

LOCAL LAWS

REFERENCE

LL INT 7-1 3/30/2005	SMITH	The Local Law To Retain Jobs in NYS	
LL INT 12-1 10/19/2005	MARINELLI	A LL Amending the EC Charter & EC Administrative Code as Amended, in Relation to the Titles and Positions of Deputy Commissioner and Deputy Director	Government Affairs
LL INT 3-1 5/3/2006	KENNEDY, MARINELLI, WHYTE, KOZUB, HOLT, LOUGHRAN, MAZUR, IANNELLO, REYNOLDS & SMITH	A LL in Relation To a Requirement for NYS Certified Worker Training Programs by Contractors & Subcontractors under Construction Contract with County of Erie.	

COMMITTEE REPORTS

REPORT NO. 6	HEALTH COMMITTEE
REPORT NO. 7	GOVERNMENT AFFAIRS COMMITTEE
REPORT NO. 7	ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 7	FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 7	HUMAN SERVICES COMMITTEE
REPORT NO. 6	PUBLIC SAFETY COMMITTEE
REPORT NO. 8	ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 7	COMMUNITY ENRICHMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

INTRO 9-1	MINORITY CAUCUS	Waiver of Health Dept. Section 11 Sanitary Code Fees for Charitable, Philanthropic, Religious and Municipal Corporations
INTRO 9-2	KOZUB & HOLT	Encouraging the Reconsideration of Broadway Market Federal Funding and the Renewed Friendship Between Market Officials and Congresswoman Louise M. Slaughter

INTRO 9-3	KONST, LOCKLEAR, RANZENHOFER & MILLS	Erie County Road Construction
INTRO 9-4	KONST, LOCKLEAR, IANNELLO, MAZUR, SMITH, RANZENHOFER & WEINSTEIN	Cap on Gasoline Tax
INTRO 9-5	IANNELLO & REYNOLDS	Resolution for Commissioner Billitier to Appear Before Legislature Re: Bird Flu Pandemic
INTRO 9-6	IANNELLO & REYNOLDS	Resolution for Removal of Thru-Way Tolls on Grand Island
INTRO 9-7	IANNELLO & REYNOLDS	Resolution Against Legalization of Drugs
INTRO 9-8	MINORITY CAUCUS	2006 Legislature Budget Technical Amendments
INTRO 9-9	LOCKLEAR, MARINELLI, WHYTE, KOZUB, HOLT, KONST, IANNELLO & MILLS	Supervision of Children at Pools in Public Schools
INTRO 9-10	MARINELLI, WHYTE, KOZUB, HOLT, IANNELLO, REYNOLDS & KONST	State Aid to Erie County to Offset \$12.5 Million Loss of Sales Tax
INTRO 9-11	KOZUB, MARINELLI, WHYTE, HOLT, LOUGHRAN, REYNOLDS & KONST	Loss of Entitlements for Detainees Awaiting Trial

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

COMM. 9E-1	COUNTY EXECUTIVE	Response to Wireless Audit	Government Affairs
COMM. 9E-2	COMPTROLLER	Financial Report of COE for Three (3) Months Ended 3/31/2006	Finance & Management
COMM. 9E-3	MILLS	Legislative Office Space	
COMM. 9E-4	COMPTROLLER	Wendt Beach Concessions	Energy & Environment
COMM. 9E-5	COUNTY EXECUTIVE	Appointment to Senior Services Advisory Board	RFP
COMM. 9E-6	COUNTY EXECUTIVE	Appointment to the Erie County Fire Advisory Board	Public Safety
COMM. 9E-7	COUNTY EXECUTIVE	CPS - Extension of Contract w/ L. Robert Kimball - Communication Consultant - Addendum 2 to PO 4000002112	Public Safety
COMM. 9E-8	COUNTY EXECUTIVE	CPS - Proposed Resolution to Purchase Two Mobile Command Vehicles Out of Urban Area Security Initiative (UASI) Year 2004 Funding	Public Safety
COMM. 9E-9	COUNTY EXECUTIVE	Health - LEADSAFE Outreach Grant 11/1/05 - 10/31/07 - SAP TITLE: 127LEADOUTREACH0507	Health
COMM. 9E-10	COUNTY EXECUTIVE	Health - Healthy Homes Initiative 10/1/94 - 9/30/06 - SAP Title: 127HEALTHYHOMES0407	Health

COMM. 9E-11	COUNTY EXECUTIVE	Social Services - Greater Buffalo Works Contract	Human Services
COMM. 9E-12	COUNTY EXECUTIVE	Senior Services - Authorization to Establish the LTCIEOP Grant Budget	Human Services
COMM. 9E-13	COUNTY EXECUTIVE	Senior Services - Authorization to Amend the HOPE Grant Budget	Human Services
COMM. 9E-14	COUNTY EXECUTIVE	Health - Women, Infants and Children's Supplemental Nutrition (WIC) Program - 10/1/05 - 9/30/06 - SAP 127WIC0506 - Cost Center 1271670	Health
COMM. 9E-15	COUNTY EXECUTIVE	ECSD Nos. 1, 4 & 5 - Contract No. 38 - Pleasantview Drive Pumping Station & Northern Region Office Generator Sets Bid Opening	Energy & Environment
COMM. 9E-16	COUNTY EXECUTIVE	STSTA - Contract No. 9UST - Fuel Tanks Replacement - Bid Opening	Energy & Environment
COMM. 9E-17	COUNTY EXECUTIVE	ECSD No. 3 - Village of Blasdell Sanitary Sewer System - Rehabilitation Project	Energy & Environment
COMM. 9E-18	COUNTY EXECUTIVE	ECSDs/WNY Council on Occupational Safety & Health Proposed Agreement	Energy & Environment
COMM. 9E-19	COUNTY EXECUTIVE	Changing Senior Chief Stationary Engineer (PT) to Senior Chief Stationary Engineer (RPT)	Government Affairs
COMM. 9E-20	COUNTY EXECUTIVE	Authorization to Accept a Grant from HUD for \$716,843 & Increase the 2006 Appropriation to Lake Shore Behavioral Health, Inc. to Execute This Grant	Health
COMM. 9E-21	COUNTY EXECUTIVE	Authorization to Accept a Grant from HUD for \$1,473,410 & Increase the 2006 Appropriation to Horizon Human Services, Inc. to Execute This Grant	Health
COMM. 9E-22	COUNTY EXECUTIVE	ECSSTA - Siemens Building Technologies, Inc. - Energy Performance Contract - Change Order No. 4	Energy & Environment
COMM. 9E-23	COUNTY EXECUTIVE	Social Services - WNY Managed Care Coalition	Human Services
COMM. 9E-24	COUNTY EXECUTIVE	2005 Year End Budget Balancing Amendment	Finance & Management

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE

COMM. 9D-1	BUDGET, MANAGEMENT & FINANCE	Third BMR for FY2006	Finance & Management
COMM. 9D-2	ECC	Minutes of Board of Trustees Meeting Held 3/22/2006	R&F
COMM. 9D-3	ECC	Notice of Board of Trustees Meeting Held 5/10/2006	R&F
COMM. 9D-4	ECC	2006-2007 Budget	Community Enrichment
COMM. 9D-5	BECPL	Library Protection Act	Community Enrichment
COMM. 9D-6	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 9D-7	COMPTRROLLER'S OFFICE	Receipt of Unclaimed Funds	R&F

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE

COMM. 9M-1	ECIDA	Notice of Meeting Held 5/8/2006	R&F
COMM. 9M-2	TOWN OF HAMBURG	Request for Consolidation of Sewer Services w/ECSD No. 3	Energy & Environment
COMM. 9M-3	BOARD OF HEALTH	Notice of Board of Health Meeting To Be Held 5/25/2006	R&F
COMM. 9M-4	HAMBURG TOWN BOARD	Copy of Certified Resolution Re: Gas Prices	R&F
COMM. 9M-5	NFTA	NFTA Board Minutes From Meeting Held 3/27/06	R&F
COMM. 9M-6	NFTA	Notice of Proposed Rulemaking	R&F
COMM. 9M-7	NYS DEPT. OF AGRICULTURE & MARKETS	Request for Proposals for Farmland Protection Implementation Project	R&F

MEMORIAL RESOLUTIONS:

ADJOURNMENT: